

1638
#1
5/21/02

Ref No. 10015

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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MAY 16 2002

TECH CENTER 1600/2900

Applicant: Howard et al.		Art Unit: 1638
Serial No.: 09/786,960		
Filed: March 12, 2001		Examiner: P. Bui
For: COMMERCIAL PRODUCTION		
OF LACCASE IN PLANTS		

RESPONSE TO NOTICE TO COMPLY WITH SEQUENCE LISTING
REQUIREMENTS AND
NOTICE OF CORRECTION OF ADDRESS

Sir:

In response to the Notice to Comply with Sequence Listing requirements, the Applicant encloses a paper copy of the sequence listing and requests the Patent office use the previously filed identical sequence listing in the parent application, PCT/US99/23256 which application was filed October 5, 1999. A copy of the notice is also enclosed.

Please also note the Notice was sent to the wrong address. It should be sent to the Applicant's attorney in the city of West Des Moines, not Des Moines :

Patricia A. Sweeney
1835 Pleasant St.
West Des Moines, Iowa 50265-2334

The Examiner is invited to contact the attorney listed below with any questions or concerns.

Respectfully submitted,

Patricia A. Sweeney
Reg. No. 32,733

Patricia A. Sweeney
(515)222-0921

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CERTIFICATE OF MAILING (37 C.F.R. § 1.8(a))

I hereby certify that this Sequence Listing Transmittal is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Box Sequence, P.O. Box 2327 Arlington, VA 22202.

May 9, 2002
Date

Patricia A. Sweeney

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING
NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821 - 1.825 for the following reason(s):

- ☒ 1. This application clearly fails to comply with the requirements of 37 CFR 1.821 - 1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.
- ☒ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 CFR 1.821(c).
- ☒ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached marked-up copy of the "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 CFR 1.821(e).
- ☐ 7. Other: _____

RECEIVEDMAY 16 2002**Applicant must provide:**

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing"
- ☒ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 CFR 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d)

For questions regarding compliance with these requirements, please contact:

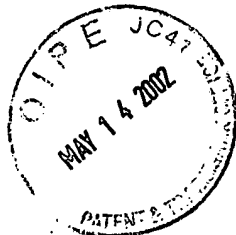
For Rules Interpretation, call (703) 308-1123
For CRF submission help, call (703) 308-4212
For PatentIn software help, call (703) 308-6856

Please return a copy of this notice with your response.



DEAFACE-1894

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
29/786960			



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EXAMINER	
P Bui	
ART UNIT	PAPER NUMBER
1638	6

DATE MAILED:

Please find below a communication from the EXAMINER in charge of this application
Commissioner of Patents

This application contains sequence disclosures that are encompassed by the definitions for nucleotide and/or amino acid sequences set forth in 37 CFR 1.821(a)(1) and (a)(2). However, this application fails to comply with the requirements of 37 CFR 1.821 through 1.825 for the reason(s) set forth on the attached Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures.

Applicant is given ONE MONTH, or THIRTY DAYS, whichever is longer, from the mailing date of this letter within which to comply with the sequence rules, 37 CFR 1.821 - 1.825. Failure to comply with these requirements will result in ABANDONMENT of the application under 37 CFR 1.821(g). Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). In no case may an applicant extend the period for reply beyond the SIX MONTH statutory period. Direct the reply to the undersigned. Applicant is requested to return a copy of the attached Notice to Comply with the reply.

Any inquiry concerning this communication should be directed to *Phuong Bui* at telephone number (703)305-1996.

Phuong Bui
PHUONG T. BUI
PRIMARY EXAMINER 4/16/02